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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/593,044	05/07/2007	Norbert Taufenbach	HKH-38PCT	7304
40570 7590 02/18/2009 FRIEDRICH KUEFFNER 317 MADISON AVENUE, SUITE 910 NEW YORK, NY 10017			EXAMINER NGUYEN, PHILLIP	
			ART UNIT 2828	PAPER NUMBER
			MAIL DATE 02/18/2009	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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NEW YORK, NY 10017

In re Application of:
Norbert Taufenbach
Serial No.: 10/593,044
Filed: September 15, 2006
Attorney Docket No.: **HKH-38PCT**

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SUA SPONTE
DECISION WITHDRAWING HOLDING OF
ABANDONMENT

This is a decision, *sua sponte*, withdrawing the holding of abandonment of the above-identified application.

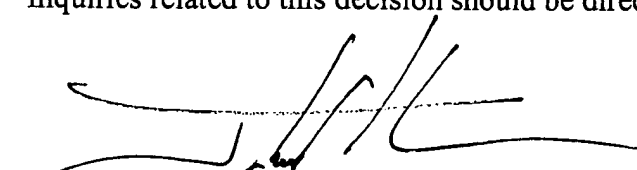
The application was held abandoned for failure to timely file the Office action mailed on May 19, 2008. A Notice of Abandonment was mailed on June 18, 2008.

A review of the written record indicates that a proper response to the Office action was previously filed on December 23, 2008, with a three (3) month extension of time and a certificate of mailing dated December 18, 2008, but not processed in the application file prior to the mailing of the Notice of Abandonment. Since the response was timely filed, the abandonment of the application was premature. Therefore, the application was not abandoned in fact.

For the above stated reason, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. The application is restored to pending status.

The application file is being forwarded to the examiner for consideration of the response.

Inquiries related to this decision should be directed to Clayton E. LaBalle at (571) 272-1594.



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